

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CHARLES ROBINSON,

Plaintiff,

v.

TELESECTOR RESOURCES GROUP, INC.

D/B/A/ VERIZON SERVICES GROUP,

Defendant.

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CIVIL ACTION NO. 04-11964 NG

JOINT STATEMENT OF COUNSEL PURSUANT TO LOCAL RULE 16.1 (D)

The Plaintiff, Charles Robinson, and the Defendant, Telesector Resources Group, Inc. d/b/a Verizon Services Group (“Verizon”), by their attorneys, submit jointly the following joint statement, in the above-captioned action, pursuant to the provisions of Fed.R.Civ.P. 16(b) and Local Rule 16.1 (D).

I. RULE 26(F)/LOCAL RULE 16.1 (B) CONFERENCE

A telephone call was held on October 14, 2004, pursuant to Fed.R.Civ.P. 26(f) and Local Rule 16.1 (B). The following counsel participated in the teleconference:

John P. McLafferty of Day, Berry & Howard for the Defendant

Frank L. Fragomeni Jr. of Fragomeni & Carey for the Plaintiff.

II. PROPOSED JOINT DISCOVERY PLAN AND CASE SCHEDULE

The parties hereby submit the following proposed pretrial schedule:

1. Automatic disclosures to be served on or before November 1, 2004;
2. Amendments and/or supplements to the pleadings are to be completed by November 15, 2004;

3. All discovery, including depositions and responses to discovery requests, to be completed on or before May 1, 2005;
4. The plaintiff shall designate experts, if any, by February 1, 2005;
5. The defendant shall designate experts, if any, by March 1, 2005;
6. All expert depositions, if any, to be completed by May 1, 2005;
7. All dispositive motions are to be filed on or before June 1, 2005, with oppositions thereto filed by July 1, 2005.

III. OTHER MATTERS

1. Trial by Magistrate. At this time, the parties do not consent to trial before a United States Magistrate Judge.
2. Certification of Consultation. The parties shall file at the initial scheduling conference the parties' respective certifications pursuant to Local Rule 16.1 (D) (3).
3. Settlement Proposals. Plaintiff has not yet presented Defendant with a written settlement proposal pursuant to Local Rule 16.1 (C). The Defendant will be prepared to respond to any such proposal provided sufficiently in advance of the Scheduling Conference.

IV. AGENDA

The parties propose the following agenda for the Scheduling Conference:

1. The discovery plan and case schedule outlined above; and
2. Such other matters as the Court may find appropriate.

Respectfully submitted,
The Plaintiff
CHARLES ROBINSON.

By his attorney,

/s/ Frank L. Fragomeni
Frank L. Fragomeni Jr., BBO# 176990
FRAGOMENI & CAREY
15 Broad Street, Suite 501
Boston, Massachusetts 02109
(617) 523-6511

Respectfully submitted,
The Defendant
**TELESECTOR RESOURCES GROUP,
INC. D/B/A VERIZON SERVICES GROUP**

By its attorneys,

/s/ John P. McLafferty
John P. McLafferty, BBO# 639179
DAY, BERRY & HOWARD LLP
260 Franklin Street
Boston, Massachusetts 02110-3179
(617) 345-4600

Dated: October 14, 2004

CERTIFICATE OF SERVICE

I, John P. McLafferty, do hereby certify that on this 14th day of October, 2004 a true copy of the foregoing was delivered via first class mail, postage prepaid, to Frank L. Fragomeni Jr., Esq., Fragomeni & Carey, 15 Broad Street, Suite 501, Boston, MA 02109.

/s/ John P. McLafferty
John P. McLafferty